

## NEW LEGISLATION

October 26, 2020

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
A-75	10/26/20	PZ	An ordinance accepting the Planning Commission recommendation for the construction of an 11,952 square foot private gymnasium on parcel 02-12833 on Bailey Road and declaring an emergency.
A-76	10/26/20	PZ	An ordinance authorizing the Director of Public Service to enter into an option and ground lease agreement with TowerCo 2013 LLC for the lease of property for the future construction of wireless communication facilities and equipment and declaring an emergency.
A-77	10/26/20	Fin	An ordinance authorizing the Mayor to enter into an Intergovernmental Agreement with the Village of Silver Lake for the acquisition, installation, and operation of a Consolidated Computer-Aided Dispatch System to the Village of Silver Lake, and declaring an emergency.
A-78	10/26/20	Fin	An ordinance establishing annual appropriations of money for the current expenses, capital expenditures and other expenses of the City of Cuyahoga Falls for the fiscal year ending December 31, 2021, and declaring an emergency.

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
A-79	10/26/20	PA	An ordinance authorizing the Mayor to enter into a license agreement with the Downtown Cuyahoga Falls Partnership, for the purpose of constructing and maintaining signage for a historical walking trail in Downtown Cuyahoga Falls, and declaring an emergency.

**PENDING LEGISLATION**

October 26, 2020

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
A-72	10/12/20	PZ	An ordinance approving a zoning map amendment for parcel 37-00221 from MU-1 Rural Neighborhood Center to R-5 Mixed Density Residential, as more fully described and depicted herein and declaring an emergency.
A-73	10/12/20	PI	A resolution authorizing the Mayor to apply for and accept financial assistance in the form of a grant or loan from the Ohio Public Works Commission for replacement of 6” and 10” water mains in Loomis Avenue, Magnolia Avenue, Murray Street, and Ritchie Street, and declaring an emergency.
A-74	10/12/20	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the construction of overhead and underground power lines on Feeder 503, Feeder 504, and Feeder 702 to prepare for 12.5kV conversion, and declaring an emergency.

**CALENDAR**

October 26, 2020

The following legislation will be up for passage at the Council Meeting on October 26, 2020.

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
A-73	10/12/20	PI	A resolution authorizing the Mayor to apply for and accept financial assistance in the form of a grant or loan from the Ohio Public Works Commission for replacement of 6” and 10” water mains in Loomis Avenue, Magnolia Avenue, Murray Street, and Ritchie Street, and declaring an emergency.
A-74	10/12/20	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the construction of overhead and underground power lines on Feeder 503, Feeder 504, and Feeder 702 to prepare for 12.5kv conversion, and declaring an emergency.

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5 CITY OF CUYAHOGA FALLS, OHIO

6  
7 ORDINANCE NO. - 2020

8  
9 AN ORDINANCE ACCEPTING THE PLANNING  
10 COMMISSION RECOMMENDATION FOR THE  
11 CONSTRUCTION OF AN 11,952 SQUARE FOOT  
12 PRIVATE GYMNASIUM ON PARCEL 02-12833 ON  
13 BAILEY ROAD AND DECLARING AN EMERGENCY.  
14

15 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all  
16 decisions made by the Planning Commission be submitted to Council, and  
17

18 WHEREAS, on October 20, 2020, the Planning Commission recommended  
19 approval of the site plan for an 11,952 square foot private gymnasium on parcel  
20 02-12833 on Bailey Road.  
21

22 WHEREAS, the site plan includes a new building, improved parking lot and  
23 landscape screening.  
24

25 WHEREAS, such approval is given subject to all Planning Commission  
26 findings and provisions contained in Project File MSP-20-00040, and  
27

28 WHEREAS, such approval is necessary to determine that the site plan is  
29 satisfactory, serves the public interest, and is acceptable for recording.  
30

31 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga  
32 Falls, County of Summit, and State of Ohio:  
33

34 Section 1. That the City Council approves the site plan for an 11,952 square  
35 foot private gymnasium, parking lot and landscape screening on parcel 02-12833  
36 on Bailey Road as approved by the Planning Commission on October 20, 2020  
37 per the plans and findings contained in Project File MSP-20-00040.  
38

39 Section 2. That any other ordinances or resolutions or portions of ordinances  
40 and resolutions inconsistent herewith be and the same are hereby repealed, but  
41 any ordinances and resolutions not inconsistent herewith and which have not  
42 previously been repealed are hereby ratified and confirmed.  
43

44 Section 3. That it is found and determined that all formal actions of this  
45 Council concerning and relating to the adoption of this ordinance were adopted  
46 in an open meeting of this Council, and that all deliberations of this Council and  
47 of any of its committees that resulted in such formal action, were in meetings  
48 open to the public, in compliance with all legal requirements, to the extent  
49 applicable, including Chapter 107 of the Codified Ordinances and Substitute  
50 House Bill 197 passed by the 133rd General Assembly.

51        Section 4. That this ordinance is hereby declared to be an emergency measure  
52 necessary for the preservation of the public peace, health, safety, convenience  
53 and welfare of the City of Cuyahoga Falls and the inhabitants thereof, for the  
54 reason that it is immediately necessary to permit timely and appropriate  
55 development of this property, and provided it receives the affirmative vote of two  
56 thirds of the members elected or appointed to Council, it shall take effect and be  
57 in force immediately upon its passage and approval by the Mayor; otherwise it  
58 shall take effect and be in force at the earliest period allowed by law.

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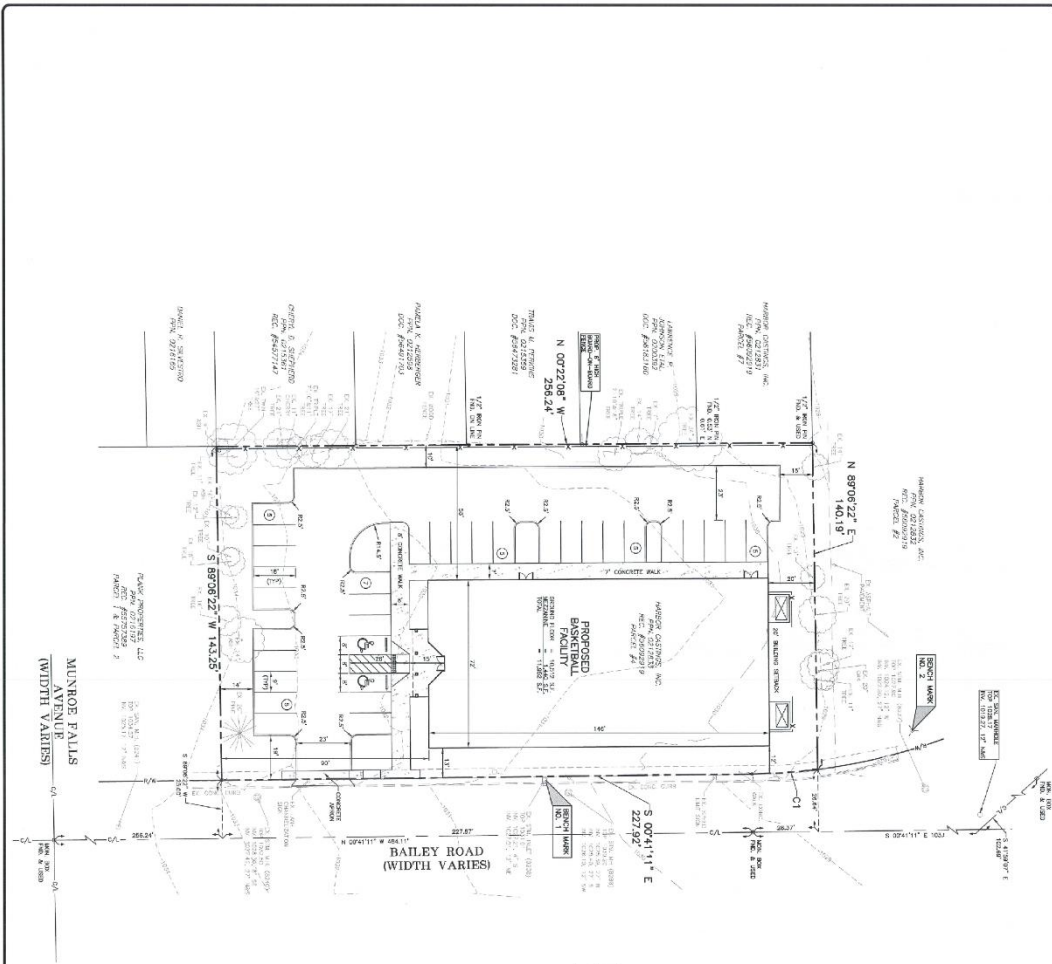
61 Passed: \_\_\_\_\_  
62 \_\_\_\_\_  
63 President of Council

64 \_\_\_\_\_  
65 Clerk of Council

66  
67 Approved: \_\_\_\_\_  
68 \_\_\_\_\_  
69 Mayor

10/26/20

70 C:\Users\bezbatchenko\Downloads\Hold\MSP-20-00040 - 4610 Bailey Road Gym.doc



**LEGEND**

- 1. PROPOSED FACILITY
- 2. PROPOSED PARKING
- 3. EXISTING DRIVEWAYS
- 4. EXISTING DRIVEWAYS
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- 50. EXISTING DRIVEWAYS

**SITUATED IN THE CITY OF SHAWNEE FALLS, IOWA, THE SOUTH 40' STRIP OF THE SITE AND BEING PART OF LOT 2, FORMERLY IN STOW TOWNSHIP**

SCALE: 1" = 20'

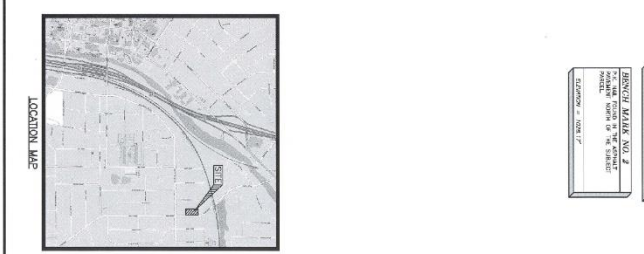
10-1-22

**CURVE TABLE**

CHORD BEARING	CHORD LENGTH	RADIUS	ANGLE	ARC LENGTH	AREA
C1	128.37'	147.77'	134° 58' 30"	155.67'	4,918.87'
C2	128.37'	147.77'	134° 58' 30"	155.67'	4,918.87'

**SYMBOLS**

1"	1" CURB
1'-0"	1'-0" CURB
1'-2"	1'-2" CURB
1'-4"	1'-4" CURB
1'-6"	1'-6" CURB
1'-8"	1'-8" CURB
1'-10"	1'-10" CURB
1'-12"	1'-12" CURB
1'-14"	1'-14" CURB
1'-16"	1'-16" CURB
1'-18"	1'-18" CURB
1'-20"	1'-20" CURB
1'-22"	1'-22" CURB
1'-24"	1'-24" CURB
1'-26"	1'-26" CURB
1'-28"	1'-28" CURB
1'-30"	1'-30" CURB
1'-32"	1'-32" CURB
1'-34"	1'-34" CURB
1'-36"	1'-36" CURB
1'-38"	1'-38" CURB
1'-40"	1'-40" CURB
1'-42"	1'-42" CURB
1'-44"	1'-44" CURB
1'-46"	1'-46" CURB
1'-48"	1'-48" CURB
1'-50"	1'-50" CURB
1'-52"	1'-52" CURB
1'-54"	1'-54" CURB
1'-56"	1'-56" CURB
1'-58"	1'-58" CURB
1'-60"	1'-60" CURB
1'-62"	1'-62" CURB
1'-64"	1'-64" CURB
1'-66"	1'-66" CURB
1'-68"	1'-68" CURB
1'-70"	1'-70" CURB
1'-72"	1'-72" CURB
1'-74"	1'-74" CURB
1'-76"	1'-76" CURB
1'-78"	1'-78" CURB
1'-80"	1'-80" CURB
1'-82"	1'-82" CURB
1'-84"	1'-84" CURB
1'-86"	1'-86" CURB
1'-88"	1'-88" CURB
1'-90"	1'-90" CURB
1'-92"	1'-92" CURB
1'-94"	1'-94" CURB
1'-96"	1'-96" CURB
1'-98"	1'-98" CURB
1'-100"	1'-100" CURB



<p>GBC Design, Inc.</p> <p>2508 Bailey Road Cuyahoga Falls, Ohio 44221</p> <p>2561 White Road Dr. Akron, OH 44320 Phone 330-888-9229 Fax 330-888-5192</p>	<p><b>HARBOR CASTINGS</b></p> <p>2508 BAILEY ROAD CUYAHOGA FALLS, OHIO 44221</p>	<p>DAVID LANE BASKETBALL FACILITY 2470 E. BAILEY ROAD CUYAHOGA FALLS, OHIO CONCEPT PLAN</p> <p>DATE: _____ DRAWN BY: _____ CHECKED BY: _____ APPROVED BY: _____ PROJECT NO.: _____ DRAWING NO.: C-2</p>
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4 CITY OF CUYAHOGA FALLS, OHIO

5 ORDINANCE NO. -2020

6  
7  
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC  
9 SERVICE TO ENTER INTO AN OPTION AND GROUND LEASE  
10 AGREEMENT WITH TOWERCO 2013 LLC FOR THE LEASE OF  
11 PROPERTY FOR THE FUTURE CONSTRUCTION OF WIRELESS  
12 COMMUNICATION FACILITIES AND EQUIPMENT AND  
13 DECLARING AN EMERGENCY.  
14

15  
16 BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State  
17 of Ohio:

18  
19 Section 1. That the Director of Public Service is hereby authorized to enter into an Option and  
20 Ground Lease Agreement with TowerCo 2013 LLC for the lease of City property located on parcel  
21 number 02-02815 for the future construction of wireless communication facilities and equipment.  
22 Prior to construction, TowerCo 2013 LLC must obtain Planning Commission and Council approval.  
23

24 Section 2. That Council further authorizes the Director of Public Service, Director of Law and  
25 any other city officials, individually and/or collectively as may be appropriate, to prepare and  
26 execute such other documents and do other things as are necessary for and incidental to carrying  
27 out the requirements of this legislation.  
28

29 Section 3. That any ordinances or resolutions or portions of ordinances and resolutions  
30 inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions  
31 not inconsistent herewith and which have not previously been repealed are hereby ratified and  
32 confirmed.  
33

34 Section 4. That it is found and determined that all formal actions of this Council concerning  
35 and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and  
36 that all deliberations of this Council and of any of its committees that resulted in such formal  
37 action, were in meetings open to the public, in compliance with all legal requirements, to the extent  
38 applicable, including Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed  
39 by the 133<sup>rd</sup> General Assembly.  
40

41 Section 5. That this ordinance is hereby declared to be an emergency measure necessary for  
42 the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga  
43 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two thirds of the  
44 members elected or appointed to Council, it shall take effect and be in force immediately upon its  
45 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest  
46 period allowed by law.  
47

48  
49 Passed: \_\_\_\_\_  
50 \_\_\_\_\_  
51 President of Council

52 \_\_\_\_\_  
53 Clerk of Council

54  
55 Approved: \_\_\_\_\_  
56 \_\_\_\_\_  
57 Mayor

57 10/26/20



3  
4 CITY OF CUYAHOGA FALLS, OHIO

5 ORDINANCE NO. - 2020

6  
7  
8 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN  
9 INTERGOVERNMENTAL AGREEMENT WITH THE VILLAGE OF  
10 SILVER LAKE FOR THE ACQUISITION, INSTALLATION, AND  
11 OPERATION OF A CONSOLIDATED COMPUTER-AIDED  
12 DISPATCH SYSTEM TO THE VILLAGE OF SILVER LAKE, AND  
13 DECLARING AN EMERGENCY.  
14

15 BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State  
16 of Ohio, that:

17  
18 Section 1. The Mayor is hereby authorized to enter into an Intergovernmental Agreement with  
19 the Village of Silver Lake for the acquisition, installation, operation of a Consolidated Computer-  
20 Aided Dispatch System to the Village of Silver Lake.  
21

22 Section 2. Any ordinances or resolutions or portions of ordinances and resolutions inconsistent  
23 herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and  
24 which have not previously been repealed are hereby ratified and confirmed.  
25

26 Section 3. It is found and determined that all formal actions of this Council concerning and  
27 relating to the passage of this ordinance were taken in an open meeting of this Council and that all  
28 deliberations of this Council and of any committees that resulted in those formal actions were in  
29 meetings open to the public, in compliance with all legal requirements including Chapter 107 of  
30 the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.  
31

32 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the  
33 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga  
34 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the  
35 members elected or appointed to Council, it shall take effect and be in force immediately upon its  
36 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest  
37 period allowed by law.  
38

39  
40 Passed: \_\_\_\_\_  
41 \_\_\_\_\_  
42 President of Council

43  
44 \_\_\_\_\_  
45 Clerk of Council

46  
47  
48 Approved: \_\_\_\_\_  
49 \_\_\_\_\_  
50 Mayor

51  
52 10/26/20

2  
3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. - 2020

6  
7 AN ORDINANCE ESTABLISHING ANNUAL  
8 APPROPRIATIONS OF MONEY FOR THE CURRENT  
9 EXPENSES, CAPITAL EXPENDITURES AND OTHER  
10 EXPENSES OF THE CITY OF CUYAHOGA FALLS FOR  
11 THE FISCAL YEAR ENDING DECEMBER 31, 2021,  
12 AND DECLARING AN EMERGENCY.  
13

14 WHEREAS, Ohio Revised Code §5705.38 requires local taxing authorities to  
15 pass an annual appropriations measure classified so as to set forth the amounts  
16 appropriated to each office, department and division of the taxing authority; and  
17

18 WHEREAS, Article VI, Section 6 of the City Charter requires the Mayor to  
19 submit an estimated budget for the coming fiscal year showing the requested  
20 allotments of the appropriations and estimated income for each office or  
21 department for the calendar year.  
22

23 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga  
24 Falls, County of Summit and State of Ohio, that:  
25

26 Section 1. In order to provide for the current expenses, capital expenditures,  
27 and other expenses of the City of Cuyahoga Falls for the fiscal year ending  
28 December 31, 2021, the sums summarized in Exhibit A, which is attached hereto  
29 and incorporated herein by reference, are hereby appropriated and authorized for  
30 encumbrance and/or expenditure as provided therein.  
31

32 Section 2. The fund transfers set forth in detail in Exhibit A2, and  
33 incorporated herein by reference, are hereby authorized and approved.  
34

35 Section 3. The budget for each office and department of the City is hereby  
36 determined and approved as set forth in Exhibit B, which is attached hereto and  
37 incorporated herein by reference, and the expenditures authorized therein, and  
38 the amount authorized, shall be made in accordance with the line items identified  
39 in Exhibit B, and any disbursements within any line item set forth in Exhibit B  
40 may be paid out of the appropriations made therefor.  
41

42 Section 4. No transfers of sums shall be made between departments.  
43 Transfers of sums from one line item listed in Exhibit B to another line item,  
44 within the same department, at any time within the fiscal year which exceed in  
45 the aggregate seven percent (7%) of the amount originally appropriated in the line  
46 item from which the transfer is made, or \$10,000.00, whichever is less, shall be  
47 prohibited unless authorized by ordinance or resolution of Council.

48 Section 5. Any amounts encumbered in a fiscal year prior to fiscal year 2021  
49 in any and all funds of the City, are hereby re-appropriated for the purpose of  
50 expenditure in 2021 or thereafter.

51  
52 Section 6. All funds not individually listed in this ordinance but included in  
53 the 2021 Alternative Tax Budget Information of the City of Cuyahoga Falls and  
54 included in the Amended Official Certificate of Estimated Resources for 2021 as  
55 issued by the County of Summit Budget Commission are hereby appropriated for  
56 the purpose of encumbrance and/or expenditure.

57  
58 Section 7. Any other ordinances or resolutions or portions of ordinances and  
59 resolutions inconsistent herewith are hereby repealed, but any ordinances and  
60 resolutions not inconsistent herewith and which have not previously been  
61 repealed are hereby ratified and confirmed.

62  
63 Section 8. It is found and determined that all formal actions of this Council  
64 concerning and relating to the passage of this ordinance were taken in an open  
65 meeting of this Council and that all deliberations of this Council and of any  
66 committees that resulted in those formal actions were in meetings open to the  
67 public, in compliance with all legal requirements including Chapter 107 of the  
68 Codified Ordinances and Substitute House Bill 197 passed by the 133rd General  
69 Assembly.

70  
71 Section 9. This ordinance is hereby declared to be an emergency measure  
72 necessary for the preservation of the public peace, health, safety, convenience  
73 and welfare of the City of Cuyahoga Falls and the inhabitants thereof for the  
74 reason that authority is required for the payment of operating, other and capital  
75 expense of the City of Cuyahoga Falls and provided it receives the affirmative vote  
76 of two-thirds of the members elected or appointed to Council, it shall take effect  
77 and be in force immediately upon its passage and approval by the Mayor;  
78 otherwise it shall take effect and be in force at the earliest period allowed by law.

79  
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81 Passed: \_\_\_\_\_  
82 \_\_\_\_\_  
83 President of Council

84  
85 \_\_\_\_\_  
86 Clerk of Council

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89 Approved: \_\_\_\_\_  
90 \_\_\_\_\_  
91 Mayor

92 10/26/20  
93 \\cf-file01\ldpublic\Council\2020ords\2021-budget.docx

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. - 2020

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LICENSE AGREEMENT WITH THE DOWNTOWN CUYAHOGA FALLS PARTNERSHIP, FOR THE PURPOSE OF CONSTRUCTING AND MAINTAINING SIGNAGE FOR A HISTORICAL WALKING TRAIL IN DOWNTOWN CUYAHOGA FALLS, AND DECLARING AN EMERGENCY.

WHEREAS, the Downtown Cuyahoga Falls Partnership is a community-based nonprofit organization that supports downtown businesses and works to enhance the downtown experience for residents and visitors; and

WHEREAS, the Downtown Cuyahoga Falls Partnership wants to provide a historical walking trail in the Downtown area consisting of signs located on City property; and

WHEREAS, the historical walking trail will be beneficial to both citizens of and visitors to Cuyahoga Falls by providing history about the Cuyahoga River and Cuyahoga Falls.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit and State of Ohio, that:

Section 1. The Mayor is hereby authorized to enter into a license agreement with the Downtown Cuyahoga Falls Partnership, for the purpose of constructing and maintaining signage for a historical walking trail through downtown Cuyahoga Falls, with sign locations depicted on the map attached hereto as Exhibit "A". The license agreement shall contain such terms and conditions as are necessary in the opinion of the Director of Law to protect the public interest.

Section 2. Any other ordinances and resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.

143        Section 4. This ordinance is hereby declared to be an emergency measure  
144 necessary for the preservation of the public peace, health, safety, convenience  
145 and welfare of the City of Cuyahoga Falls, and provided it receives the affirmative  
146 vote of two-thirds of the members elected or appointed to Council, it shall take  
147 effect and be in force immediately upon its passage and approval by the Mayor;  
148 otherwise it shall take effect and be in force at the earliest period allowed by law.

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152 Passed: \_\_\_\_\_

\_\_\_\_\_  
President of Council

153

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\_\_\_\_\_  
Clerk of Council

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160 Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

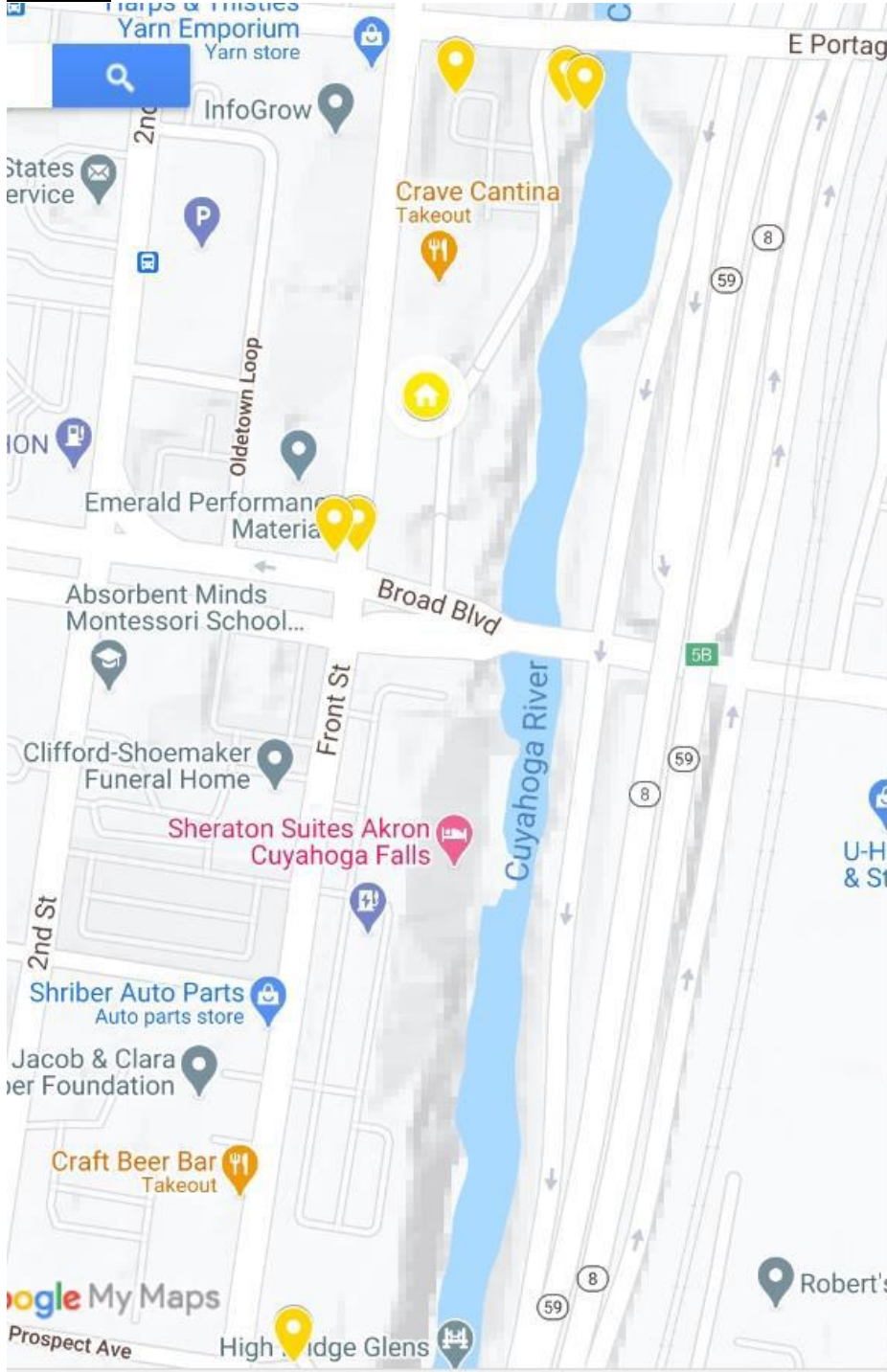
161

162

163 10/26/20

164 \\cf-file01\ldpublic\Council\2020ords\Downtown History Trail Ordinance 2020.docx

Exhibit A



-  single pedestal
-  upright